

House File 340 - Introduced

HOUSE FILE 340

BY M. SMITH

A BILL FOR

1 An Act relating to the voluntary installation of an ignition
2 interlock device and the reinstatement of a person's
3 driver's license or nonresident operating privilege.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321J.17, subsection 1, Code 2013, is
2 amended to read as follows:

3 1. If the department revokes a person's driver's license
4 or nonresident operating privilege under this chapter, the
5 department shall assess the person a civil penalty of two
6 hundred dollars. The money collected by the department under
7 this section shall be transmitted to the treasurer of state
8 who shall deposit one-half of the money in the separate fund
9 established in section 915.94 and one-half of the money in the
10 general fund of the state. A temporary restricted license
11 shall not be issued unless an ignition interlock device
12 has been installed pursuant to section 321J.4. A Except as
13 otherwise provided in section 321J.20, a driver's license
14 or nonresident operating privilege shall not be reinstated
15 unless proof of deinstallation of an ignition interlock device
16 installed pursuant to section 321J.4 has been submitted to
17 the department. Except as provided in section 321.210B, a
18 temporary restricted license shall not be issued or a driver's
19 license or nonresident operating privilege reinstated until
20 the civil penalty has been paid. A person assessed a penalty
21 under this section may remit the civil penalty along with a
22 processing fee of five dollars to a county treasurer authorized
23 to issue driver's licenses under chapter 321M, or the civil
24 penalty may be paid directly to the department.

25 Sec. 2. Section 321J.20, Code 2013, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 9. A person's election to keep an ignition
28 interlock device installed in the person's vehicle after the
29 period of time the ignition interlock device is required to
30 be installed shall not affect reinstatement of the person's
31 driver's license or nonresident operating privilege if the
32 person has met all of the requirements of reinstatement under
33 section 321J.17.

34 EXPLANATION

35 This bill provides that a person's election to keep an

1 ignition interlock device installed in the person's vehicle
2 after the period of time the ignition interlock device is
3 required to be installed shall not affect reinstatement of the
4 person's driver's license or nonresident operating privilege
5 if the person has met all of the requirements of reinstatement
6 under Code section 321J.17 (conditions for reinstatement).

7 Current law provides that a driver's license or nonresident
8 operating privilege shall not be reinstated unless proof of
9 deinstallation has been submitted to the department.